

105TH CONGRESS
2D SESSION

S. 2505

To direct the Secretary of the Interior to convey title to the Tunnison Lab Hagerman Field Station in Gooding County, Idaho, to the University of Idaho.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 21, 1998

Mr. CRAIG (for himself and Mr. KEMPTHORNE) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To direct the Secretary of the Interior to convey title to the Tunnison Lab Hagerman Field Station in Gooding County, Idaho, to the University of Idaho.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CONVEYANCE OF TUNNISON LAB HAGERMAN**
4 **FIELD STATION, HAGERMAN, IDAHO, TO THE**
5 **UNIVERSITY OF IDAHO.**

6 (a) IN GENERAL.—Not later than 180 days after the
7 date of enactment of this Act, the Secretary of the Interior
8 shall convey to the University of Idaho, without reimburse-
9 ment, all right, title, and interest of the United States in

1 and to the property described in subsection (b) for use
2 by the University of Idaho for fish research.

3 (b) DESCRIPTION OF PROPERTY.—

4 (1) IN GENERAL.—The property referred to in
5 subsection (a) consists of approximately 4 acres of
6 land housing the Tunnison Lab Hagerman Field
7 Station in Gooding County, Idaho, and all improve-
8 ments and related personal property, excluding
9 water rights vested in the United States.

10 (2) SURVEY.—The exact acreage and legal de-
11 scription of the property described under paragraph
12 (1), and a description of necessary access and utility
13 easements and rights-of-way, shall be determined by
14 a survey that is satisfactory to the Secretary.

15 (c) REVERSIONARY INTEREST IN THE UNITED
16 STATES.—

17 (1) REQUIREMENT.—If any property conveyed
18 to the University of Idaho under this section is used
19 for any purpose other than the use authorized under
20 subsection (a), all right, title, and interest in and to
21 all property conveyed under this section shall revert
22 to the United States.

23 (2) CONDITION OF PROPERTY ON REVER-
24 SION.—In the case of a reversion of property under
25 paragraph (1), the University of Idaho shall ensure

1 that all property reverting to the United States
2 under this subsection is in substantially the same
3 condition as, or in better condition than, on the date
4 of conveyance under subsection (a).

5 (d) COMPLIANCE WITH OTHER LAWS.—In connec-
6 tion with property conveyed under this section, the Univer-
7 sity of Idaho shall—

8 (1) comply with the National Historic Preserva-
9 tion Act (16 U.S.C. 470 et seq.) for all ground dis-
10 turbing activities, with special emphases on compli-
11 ance with sections 106, 110, and 112 (16 U.S.C.
12 470f, 470h–2, 470h–4); and

13 (2) protect prehistoric and historic resources in
14 accordance with the Archaeological Resources Pro-
15 tection Act of 1979 (16 U.S.C. 470aa et seq.).

16 (e) LIABILITY.—

17 (1) IN GENERAL.—Except as provided in para-
18 graph (2), as a condition of the conveyance of prop-
19 erty under this section, the University of Idaho shall
20 hold the United States harmless, and shall indem-
21 nify the United States, for all claims, costs, dam-
22 ages, and judgments arising out of any act or omis-
23 sion relating to the property conveyed under this
24 section.

1 (2) EXCEPTIONS.—Paragraph (1) shall not
2 apply to a claim, cost, damage, or judgment arising
3 from an act of negligence committed by the United
4 States, or by an employee, agent, or contractor of
5 the United States, prior to the date of the convey-
6 ance under this section, for which the United States
7 is found liable under chapter 171 of title 28, United
8 States Code.

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